

PATENT  
Customer No. 22,852  
Attorney Docket No. 1197-227

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Shaun Jordan et al. ) Group Art Unit: 1614  
Application No.: 10/055,915 ) Examiner: Phyllis G. Spivack  
Filed: January 28, 2002 )  
For: 5-HT<sub>1A</sub> Receptor Subtype Agonist ) confirmation No. 1488

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Commissioner for Patents  
Washington, DC 20231

SEP 15 2004

OFFICE OF PETITIONS

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Enclosed for the consideration of the Examiner in connection with the prosecution of this case is a copy of an Official Action issued in the corresponding European patent application together with a copy of references D2 and D8 cited therein. Copies of the references D1 and D3-D7 cited in the Official Action were submitted on December 23, 2002.

Also enclosed for the Examiner's interest in connection with the prosecution of this case are copies of the other 14 references listed on the attached Form PTO 1449.

For the relevance of JP-9-301867, please refer to page 1, lines 15-17 of the specification and the abstract in English attached to the reference.

For the relevance of WO 93/04681 and JP-9-40648, please refer to the abstract in English attached to each reference and for EP 360 077 the English claims on pages 12 and 13 of the reference.

If there is any fee due in connection with the filing of this statement, please charge such fee to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 14, 2004

By: 

Arthur S. Garrett

Reg. No. 20,338

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OMB No. 0651-0011

## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	1197-227	Serial No.	10/055,915	Confirmation No.	1488
Applicant	Shaun Jordan et al.				
Filing Date	January 28, 2002	Group:	1614		

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	4,734,416	03/29/88	Banno et al.	514	253	FAX RECEIVED SEP 15 2004 OFFICE OF PETITIONS
	4,983,607	01/08/91	Manoury et al.	514	253	
	5,006,528	04/09/91	Oshiro et al.	514	253	
	5,162,375	11/10/92	Nicholson et al.	514	646	

## FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	0 226 441	06/24/87	EPO			Yes
	0 360 077	03/28/90	EPO			No
	0 565 274	10/13/93	EPO			Yes
	9 301 867	11/25/97	Japan			Yes-Abstract
	9-40648	02/10/97	Japan			Yes-Abstract
	WO 92/10200	06/25/92	WIPO			Yes
	WO 93/04681	03/18/93	WIPO			Yes-Abstract

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	"Unique Pharmacological Profile of a Novel Antipsychotic Drug, Aripiprazole (OPC-14597)" M. Sasa et al., CNS Drug Reviews, 1997, Vol. 3, No. 1, pp. 24-33.
	"Effects of Antidepressants on 5-HT <sub>7</sub> Receptor Regulation in the Rat Hypothalamus," U. L. Mullins et al., Neuropsychopharmacology, 1999, Vol. 21, No. 3, pp. 352-367.
	"Alterations of Central Serotonin and Dopamine Turnover in Rats Treated with Ipsapirone and Other 5-Hydroxytryptamine <sub>1A</sub> Agonists with Potential Anxiolytic Properties <sup>1</sup> ," M. Hamon et al., J. Pharmacol. Exp. Ther., 1988, Vol. 246, No. 2, pp. 745-752.
	"Synthesis and Structure-Activity Relationship of Substituted Tetrahydro- and Hexahydro-1,2-benzisothiazol-3-one 1,1-Dioxides and Thiadiazinones: Potential Anxiolytic Agents," M. Abou-Gharbia et al., J. Med. Chem., 1989, Vo. 32, No. 5, pp. 1024-1033.
	H. Y. Meltzer et al., "Multisystems and Circuitry Pharmacotherapy - Single or Multiple Receptor Targets: Which are Best for Antipsychotic Drugs," Neuropsychopharmacology 2000, Vol. 23, No. 52.

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Examiner	Date Considered				
*Examiner:	Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.				
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce				

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**PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:**

In Re Application of: Shaun Jordan et al.

Confirmation No.: 1488

Application No.: 10/055,915

Group Art Unit: 1614

Filed: January 28, 2002

Examiner: Phyllis G. Spivack

For: 5-HT<sub>1A</sub> Receptor Subtype Agonist

Petition to Withdraw - 1 pg

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(Due Date: None)

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PETITION TO WITHDRAW

Under the provisions of 37 C.F.R. 1.313(c)(2) applicants hereby petition to withdraw this application from issue in favor of a Request for Continued Examination filed simultaneously herewith together with an Information Disclosure Statement citing prior art references not previously considered by the Examiner during the prosecution of this application.

A check in the amount of \$130.00 as required by 37 C.F.R. 1.17(i) is enclosed. If any additional fees are required, please charge them to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 14, 2004

By: 

Arthur S. Garrett  
Reg. No. 20,338

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